

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

ADJOURNED SESSION OF THE REGULAR MEETING OF NOVEMBER 12, 1999, HELD

NOVEMBER 12, 1999

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Room 315 City Hall

Minneapolis, Minnesota

November 12, 1999 - 10:40 a.m.

The Council met pursuant to adjournment.

President Cherryhomes in the Chair.

Present - Council Members Mead, Lane, McDonald (Out at 12:25), Johnson, Thurber, Ostrow (Out at 11:33, Returned at 12:25), Campbell, Biernat, Goodman, Colvin Roy (Out at 12:30), President Cherryhomes.

Absent - Herron, Niland.

Campbell moved that the meeting be closed at 10:40 a.m. for the purpose of considering the following lawsuits:

1. *American Iron & Supply vs. City of Minneapolis*

2. *Richard Long vs. City of Minneapolis*

3. *Loeffler vs. Coleman and Skelly's Liquors*

Seconded.

Adopted upon a voice vote.

Also present: Jay Heffern, City Attorney; Peter Ginder (Out at 12:30), Ed Backstrom, Carol Bachun, Assistant City Attorneys; Richard Marx, Outside Counsel representing the City (Out at 12:30); Mayor Sharon Sayles Belton (Out at 11:50); Kris Brogan, Mayor's staff; Steve Cramer, MCDA Executive Director (Out at 12:30); Chuck Ballentine, Planning Director (Out at 12:30); Sally Benchman, City Planner (Out at 12:30); Karen L. Wagner, IGR Staff (Out at 12:30); John Moir, Finance Director (Out at 12:30); Kathleen O'Brien, City Coordinator (Out at 11:30, Returned at 12:10, Out at 12:30); Merry Keefe, City Clerk; Jan Hrnrcir,

Chief Committee Coordinator.

The lawsuit involving *American Iron & Supply vs. City of Minneapolis* was discussed from 10:40 a.m. to 12:30 p.m.

The lawsuit involving *Richard Long vs. City of Minneapolis* was discussed from 12:30 to 12:50 p.m.

The lawsuit involving *Loeffler vs. Coleman and Skelly's Liquors* was discussed from 12:50 to 12:57 p.m.

At 12:57 p.m. the meeting was opened by unanimous consent for the purpose of taking action on the Richard Long vs. City of Minneapolis lawsuit and the Loeffler vs. Coleman and Skelly's Liquors lawsuit.

MOTION

Campbell moved to accept \$12,500.00 in settlement of its subrogation interest in the matter captioned *David Loeffler vs. Coleman and Skelly's Liquors*.

Campbell further moved to authorize the City Attorney to execute all documents necessary to effectuate this settlement, including a release of the City's subrogation interests. Seconded.

Adopted. Yeas, 9; Nays none.

Absent - Herron, McDonald, Niland, Colvin Roy.

Passed November 12, 1999.

Approved November 18, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Campbell moved to authorize payment to Richard Long and his attorneys, Ruth Y. Ostrom and Michael L. Lander, in the amount of

\$185,000.00 as full and complete settlement of his claims in the matter captioned *Richard D. Long vs. City of Minneapolis*. This amount is payable from the Self-Insurance Fund Agency 6900-150-1500-6750.

Campbell further moved to authorize the City Attorney to execute all documents necessary to effectuate this settlement including making an allocation of wage and non-wage payments and directing appropriate personnel to effectuate wage withholdings required by statute and/or contract. Seconded.

Adopted. Yeas, 9; Nays none.

Absent - Herron, McDonald, Niland, Colvin Roy.

Passed November 12, 1999.

Approved November 18, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The closed session of this meeting was tape recorded with the tape on file in the office of the City Clerk.

By unanimous consent, the meeting was adjourned at 1:00 p.m.

MERRY KEEFE,
City Clerk.